

Substitute for form **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 4

Complete if Known

Application Number	10/527,831
Filing Date	1/09/2006
First Named Inventor	North
Art Unit	1644 1634 pohnert
Examiner Name	
Attorney Docket Number	316187

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
/SP/	1	US-801,274	10/10/1905	Schulz	
	2	US- 4,683,202	7/28/1987	Mullis	
	3	US- 4,683,195	7/28/1987	Mullis et al.	
	4	US- 4,800,159	1/24/1989	Mullis et al.	
	5	US- 4,883,750	11/28/1989	Whiteley et al.	
	6	US- 5,206,347	4/27/1993	Ruoslahti et al.	
	7	US- 5,279,721	1/18/1994	Schmid	
	8	US- 5,919,626	7/6/1999	Shi et al.	
	9	US- 5,952,174	9/14/1999	Nikiforov et al.	
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FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
/SP/	10	EP 0320308 B1	11/3/1993	Backman		X
/SP/	11	WO 89/09284	10/5/1989	Walder		X
/SP/	12	GB 2 202328 A	9/21/1988	Soderlund		X
/SP/	13	WO 88/10315	12/29/1988	Gingeras		X
/SP/	14	EP 0329822 B1	6/8/1994	Davey		X
/SP/	15	WO 89/06700	7/27/89	Miller		X

Examiner Signature

/Steven Pohnert/ (03/24/2007)

Date Considered

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 4

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Application Number 10/527,831

Filing Date 1/9/2006

First Named Inventor North

Art Unit 1044

Examiner Name

Attorney Docket Number 316187

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NON PATENT LITERATURE DOCUMENTS

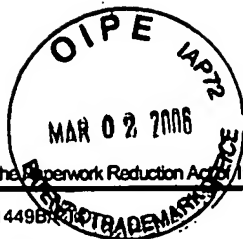
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/SP/	16	BLANCHARD, ANDREW, et al., "The Structure and function of a-actinin," Journal of Muscle Research and Cell Motility 10, 280-289 (1989)	
/SP/	17	BEGGS, Alan H., et al., "Cloning and Characterization of Two Human Skeletal Muscle a-Actinin Genes Located on Chromosomes 1 and 11" The Journal of Biological Chemistry, Vol. 267, No. 13, Issue of May 5, pp 9281-9288, 1992	
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Examiner Signature	/Steven Pohnert/ (03/24/2006)	Date	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet

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of

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Complete If Known

Application Number 10/527,831

Filing Date 1/9/2006

First Named Inventor North

Art Unit ~~1041~~

Examiner Name

Attorney Docket Number 316187

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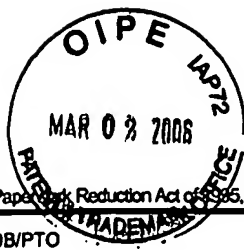
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
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Examiner Signature	/Steven Pohnert/ (03/24/2006)	Date Considered	
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet 4 of 4

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Application Number 10/527,831

Filing Date 1/9/2006

First Named Inventor North

Art Unit ~~4641~~

Examiner Name

Attorney Docket Number 316187

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NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/SP/	38	MELTZOFF, A., "Rational Imitation in Preverbal Infants" Nature, Vol. 415, 14 February 2002, pgs. 755-756	
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/SP/	47	FRIDEN, J., et al., "Eccentric Exercise-Induced Injuries to Contractile and Cytoskeletal Muscle Fibre components" Acta Physiol Scand 2001, 171, Scandinavian Physiological Society, pgs. 321-326	

Examiner Signature	/Steven Pohnert/ (03/24/2007)	Date Considered	
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	10527831
Filing Date	2006-01-09
First Named Inventor	North
Art Unit	1644 → 1634
Examiner Name	Robert
Attorney Docket Number	59195-316187

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

- ☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

- ☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.58(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- ☐ See attached certification statement.
- ☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- ☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Richard A. Nakashima/	Date (YYYY-MM-DD)	2007-01-08
Name/Print	Richard A. Nakashima	Registration Number	42,023

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10/527831
09 JAN 2006

#4

IN THE UNITED STATES DESIGNATED OFFICE (DO/US)

In Re the Application of:

NORTH, Kathryn Nance

Int'l. Serial No.: PCT/AU2003/001202

Int'l. Filing Date: September 15, 2003

Priority Date: September 14, 2002

U.S. Serial No.: 10/527,831

For: "ACTN3 GENOTYPE SCREEN FOR)
ATHLETIC PERFORMANCE"

Atty. File No.: 59195-316187

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INFORMATION DISCLOSURE
STATEMENT

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TYPED OR PRINTED NAME: JANICE MESSER

SIGNATURE: *Janice Messer*

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☐ Copies of the cited U.S. patents/patent application publications are not enclosed in accordance with the waivers dated July 11, 2003 and October 19, 2004, whereby patent applications filed, regardless of the filing date, need not submit copies of U.S. patents and U.S. patent application publications.

☐ Copies of the cited references are not enclosed, in accordance with 37 C.F.R. 1.98(d), because the references were cited by or submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

Substitute for form 1449A/P10

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT****Complete if Known**

Application Number	10/527,831
Filing Date	March 15, 2005
First Named Inventor	Kathryn Nance North
Art Unit	
Examiner Name	
Attorney Docket Number	59195-316187

Sheet	1	of	1
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U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
		PCT	-					
			-					
			-					
			-					
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OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

Examiner Initials*	Cite No. ¹	
/SP/		"Deficiency of α -Actinin-3 (ACTN3) Occurs in Different Forms of Muscular Dystrophy" by Vainzof et al., Neuropediatrics 28 (1997), 223-228
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Application Number		10527831
Filing Date		2006-01-09
First Named Inventor	North	
Art Unit	1041 1634	
Examiner Name	pohnert	
Attorney Docket Number	59195-316187	

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